



IR44

**DUTY TO WARN**

IR44

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**POLICY**

1. Any person whose life or safety has been determined to be in clear, serious and imminent danger, e.g., subject to a threat of death or serious bodily harm, due to the actions of one or more other individuals, is to be warned of the risk(s) to their safety.

**REASON FOR POLICY**

2. Police have a common law and statutory obligation to warn individuals when becoming aware of a credible threat that could endanger their life or cause them serious bodily harm.
3. Duty to Warn investigations must be conducted professionally, ethically, and lawfully, so as to protect the affected person, ensure public safety, and protect the Delta Police Department (Department) from potential liability.

**RELATED POLICIES**

EC50 – Security & Privacy Management of Records, Information & Data

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Duty to Warn

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## PROCEDURES

### General

4. The Department will be the lead agency in a Duty to Warn investigation if:
  - a) the subject of the Duty to Warn, i.e., the person to be warned, resides or is likely to be present within the jurisdiction of the Department; or
  - b) the geographic area of the Department's jurisdiction could be impacted by the threat against the subject of the duty to warn.
  
5. Warning issued pursuant to this policy normally do not disclose the identity of the individual(s) who pose the threat; however, if the investigation pursuant to this policy results in a finding that personal identifier information is required to be released, the warning must be conducted in accordance with the provisions of the *Freedom of Information and Protection of Privacy Act*, as set out in Policy EC50 – *Security & Privacy Management of Records, Information & Data*.

### Where Information is Received from Another Agency

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

### Where Information is Generated from Within the Department

- [Redacted]



- [Redacted text block]
- [Redacted text block]
- [Redacted text block]
- [Redacted text block]

**Documentation**

- [Redacted text block]
- [Redacted text block]
- [Redacted text block]
- [Redacted text block]
- [Redacted text block]
- [Redacted text block]



[Redacted]

### Deconfliction

[Redacted]

[Redacted]

[Redacted]

### Approval of Duty to Warn

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]



- [Redacted]

### Conducting a Warning

- [Redacted]
  - [Redacted]
  - [Redacted]
  - [Redacted]
  - [Redacted]

### Requirement for Concurrent Criminal Investigation

- [Redacted]

\*Revised Dates:  
N/A